

NOTICE OF PUBLIC HEARING
ON ADULT RESIDENTIAL CARE HOMES RULES
DEPARTMENT OF HEALTH
STATE OF HAWAII
DOCKET NO. R-1-03

The Department of Health will receive written comments and hold a public hearing on proposed changes to Hawaii Administrative Rules (HAR), Chapter 11-100, Adult Residential Care Homes and Chapter 11-101 Expanded Adult Residential Care Homes.

The subjects and purposes of the proposed changes are to:

1. Delineate the requirements for Type I Adult Residential Care Homes (ARCH) that provide care for five or less residents and Type II ARCH which provide care for six or more residents;
2. Incorporate the requirements of Chapter 101, Extended ARCH as a subchapter;
3. Allow for inclusion of amendments made to Hawaii Revised Statutes (HRS) 321 by the 1998 legislative session in reference to the name change from “Extended Care ARCH” to “Expanded ARCH” and to include the adoption of a social model of health care to ensure the health, safety, civil rights and rights of choice of the persons to reside in a home or community-based care setting;
4. Allow that inspections pursuant to all licensing activities, including follow-up visits, confirmation of correction of deficiencies and complaint investigations may be unannounced during the regular and unusual business hours;
5. Incorporate current standards of practice relating to time lines for application process, request for waivers, provision of care, inclusion of additional practitioners providing care, and recognition of resident, family, representative or surrogate responsibility and rights;
6. Streamline administrative enforcement process and reflect current Department of Health policies; and
7. Review regulations for economic impact on small business owners.

Persons desiring to speak are asked to submit two copies of their testimony before or at the hearing. Written testimony will also be accepted until close of business on April 22, 2003 at the Office of Health Care Assurance, 601 Kamokila Boulevard Room 361, Kapolei, Hawaii 96707.

The Public Hearing will be held on April 15, 2003 at 1 p.m. at the following Video Conference Centers:

Keoni Ana Building, 1177 Alakea Street, Room 302, Honolulu, Hawaii

Kakukihewa Building, 601 Kamokila Boulevard, Room 167, Kapolei, Hawaii

Hilo State Office Building, 75 Aupuni Street, Basement, Hilo, Hawaii

Wailuku Judiciary Building, 2145 Main Street, First Floor, Wailuku, Maui

Lihue State Office Building, 3060 Eiwa Street, Basement, Lihue, Kauai

Copies of the proposed rules and documents explaining the proposed changes are available at the following locations:

Oahu Office of Health Care Assurance, 601 Kamokila Boulevard Room 361, Kapolei, Hawaii and

Office of Health Care Assurance, 1250 Punchbowl Street, Room 237, Honolulu, Hawaii

Kauai District Health Office, 3040 Umi Street, Lihue, Hawaii

Maui District Health Office, 54 High Street, Wailuku, Hawaii

Hilo District Health Office, 75 Aupuni Street, Hilo, Hawaii

The proposed rules will also be mailed or faxed at no cost upon request or available via http://www.state.hi.us/doh/proposed_rules/ohca. To obtain the proposed changes to HAR Chapter 11-100.1 call the Office of Health Care Assurance at (808) 692-7402 or write to 601 Kamokila Boulevard, Room 361, Kapolei, Hawaii 96707.

Any person having special needs due to disability, please contact the Office of Health Care Assurance at (808) 692-7402 or Voice/TTY at (808) 586-4616 by March 31, 2003.